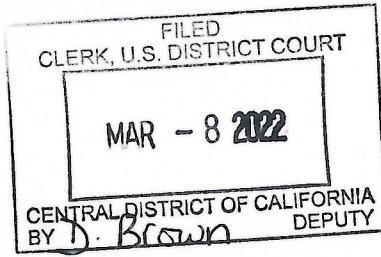


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UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT  
11 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
12 UNITED STATES OF AMERICA, Case No. 5:22-MJ-00156-DUTY  
13 Plaintiff,  
14 v.  
15 IGNACIO GARAY ORNELAS,  
16 Defendant.

GOVERNMENT'S NOTICE OF REQUEST  
FOR DETENTION

18  
19 Plaintiff, United States of America, by and through its  
20 counsel of record, hereby requests detention of defendant and gives  
21 notice of the following material factors:

22 1. Temporary 10-day Detention Requested (§ 3142(d)) on the  
23 following grounds:

24 a. present offense committed while defendant was on  
25 release pending (felony trial), (sentencing),  
26 (appeal), or on (probation) (parole); or

- 1        b. defendant is an alien not lawfully admitted for
- 2                  permanent residence; and
- 3        c. defendant may flee; or
- 4        d. pose a danger to another or the community.

5        x 2. Pretrial Detention Requested (§ 3142(e)) because no  
6                  condition or combination of conditions will reasonably  
7                  assure:

- 8        x a. the appearance of the defendant as required;
- 9        x b. safety of any other person and the community.

10        3. Detention Requested Pending Supervised Release/Probation  
11                  Revocation Hearing (Rules 32.1(a)(6), 46(d), and 18  
12                  U.S.C. § 3143(a)):

- 13        a. defendant cannot establish by clear and convincing  
14                  evidence that he/she will not pose a danger to any  
15                  other person or to the community;
- 16        b. defendant cannot establish by clear and convincing  
17                  evidence that he/she will not flee.

18        x 4. Presumptions Applicable to Pretrial Detention (18 U.S.C.  
19                  § 3142(e)):

- 20        x a. Title 21 or Maritime Drug Law Enforcement Act  
21                  ("MDLEA") (46 U.S.C. App. 1901 et seq.) offense with  
22                  10-year or greater maximum penalty (presumption of  
23                  danger to community and flight risk);
- 24        b. offense under 18 U.S.C. §§ 924(c), 956(a), 2332b, or  
25                  2332b(g)(5)(B) with 10-year or greater maximum  
26                  penalty (presumption of danger to community and  
27                  flight risk);

- 1       c. offense involving a minor victim under 18 U.S.C. §§  
2              1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251,  
3              2251A, 2252(a)(1)-(a)(3), 2252A(a)(1)-2252A(a)(4),  
4              2260, 2421, 2422, 2423 or 2425 (presumption of  
5              danger to community and flight risk);  
6       d. defendant currently charged with an offense  
7              described in paragraph 5a - 5e below, AND defendant  
8              was previously convicted of an offense described in  
9              paragraph 5a - 5e below (whether Federal or  
10             State/local), AND that previous offense was  
11             committed while defendant was on release pending  
12             trial, AND the current offense was committed within  
13             five years of conviction or release from prison on  
14             the above-described previous conviction (presumption  
15             of danger to community).

16   x       5. Government Is Entitled to Detention Hearing Under §  
17           3142(f) If the Case Involves:

- 18       a. a crime of violence (as defined in 18 U.S.C. §  
19              3156(a)(4)) or Federal crime of terrorism (as  
20              defined in 18 U.S.C. § 2332b(g)(5)(B)) for which  
21              maximum sentence is 10 years' imprisonment or more;  
22       b. an offense for which maximum sentence is life  
23              imprisonment or death;  
24   x       c. Title 21 or MDLEA offense for which maximum sentence  
25              is 10 years' imprisonment or more;

26

27

28

- 1       d. any felony if defendant has two or more convictions  
2              for a crime set forth in a-c above or for an offense  
3              under state or local law that would qualify under a,  
4              b, or c if federal jurisdiction were present, or a  
5              combination of such offenses;
- 6       e. any felony not otherwise a crime of violence that  
7              involves a minor victim or the possession or use of  
8              a firearm or destructive device (as defined in 18  
9              U.S.C. § 921), or any other dangerous weapon, or  
10             involves a failure to register under 18 U.S.C. §  
11             2250;
- 12      x f. serious risk defendant will flee;
- 13       g. serious risk defendant will (obstruct or attempt to  
14              obstruct justice) or (threaten, injure, or  
15              intimidate prospective witness or juror, or attempt  
16              to do so).

17       6. Government requests continuance of \_\_\_\_\_ days for  
18              detention hearing under § 3142(f) and based upon the  
19              following reason(s):  
20  
21  
22  
23

24      //

25      //

26      //

7. Good cause for continuance in excess of three days exists in that:

Dated: March 8, 2022

Respectfully submitted,

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United States Attorney

JERRY C. YANG  
Assistant United States Attorney  
Chief, Riverside Branch Office

/s/  
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Assistant United States Attorney  
  
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UNITED STATES OF AMERICA